

II. REMARKS

Formal Matters

Claims 1-19 are pending after entry of the amendments set forth herein.

Claims 1-19 were examined and were rejected.

Claims 1, 4, 11-14, and 17 are amended. The amendments to the claims were made solely in the interest of expediting prosecution, and are not to be construed as acquiescence to any objection or rejection of any claim. No new matter is added by these amendments.

Applicants respectfully request reconsideration of the application in view of the remarks made herein.

Rejection under 35 U.S.C. §112, second paragraph

Claims 1-19 were rejected under 35 U.S.C. §112, second paragraph, as allegedly indefinite.

“Terpene synthase” and “enzyme”

The Office Action stated that there is inconsistency and lack of antecedent basis relating to “terpene synthase” and “enzyme.”

Applicants believe that the above-noted amendment to claim 1 adequately addresses this rejection.

Claim 12

The Office Action stated that it is unclear if Markush terminology is intended.

Claim 12 is amended to recite “selected from the group consisting of.”

Claim 17

The Office Action objected to “designed.”

Claim 17 is amended to delete “designed.”

Conclusion as to the rejection under 35 U.S.C. §112, second paragraph

Applicants submit that the rejection of claims 1-19 under 35 U.S.C. §112, second paragraph, has been adequately addressed in view of the remarks set forth above. The Examiner is thus respectfully requested to withdraw the rejection.

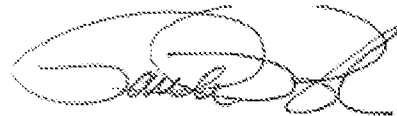
III. CONCLUSION

Applicants submit that all of the claims are in condition for allowance, which action is requested. If the Examiner finds that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number BERK-033.

Respectfully submitted,

BOZICEVIC, FIELD & FRANCIS LLP



Date: 10 March 2010

By: _____
Paula A. Borden
Registration No. 42,344

BOZICEVIC, FIELD & FRANCIS LLP
1900 University Avenue, Suite 200
East Palo Alto, CA 94303
Telephone: (650) 327-3400
Facsimile: (650) 327-3231